



#13

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

| | |
|-------------------------------|------------------|
| <i>Application Number</i> | 09/699,035 |
| <i>Filing Date</i> | October 27, 2000 |
| <i>First Named Inventor</i> | John M. Pinneo |
| <i>Group Art Unit</i> | 3743 |
| <i>Examiner Name</i> | Atkinson, C. M. |
| <i>Attorney Docket Number</i> | P1-005 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply 10/22/2002 BABRAHA1 00000087 09699035
 - ii. Affidavit(s)/Declaration(s) 01 FC:2801 370.00 OP
 - iii. Information Disclosure Statement (IDS) 02 FC:2291 55.00 OP
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$ 425.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-----------------|-----------------------------------|------------------|
| Name (Print/Type) | Andrew D. Gathy | Registration No. (Attorney/Agent) | 46,441 |
| Signature | | Date | October 15, 2002 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

| | | | |
|-------------------|-----------------|------|----------|
| Name (Print/Type) | Stephanie Davis | Date | 10/15/02 |
| Signature | | | |

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PATENT
Docket No.: P1-005

H/K/D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3743

Examiner: Atkinson, C.

Serial No. 09/699,035

Filed: October 27, 2000

In re Application of: John Michael Pinneo

For: IMPROVED HEAT PIPE

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to Director of Patents, Box RCE, Washington, D.C. 20231 on 10/15/02. Signed Stephanie Davis
Stephanie Davis

AMENDMENT AFTER FINAL

Director of Patents
Box RCE
Washington, D.C. 20231

RECEIVED
OCT 24 2002
TECHNOLOGY CENTER R3700

Dear Sir:

In response to the Final Office Action dated June 13, 2002 kindly amend the above-identified application as follows.

In the Drawings

Submitted herewith for the Examiner's approval are proposed amendments to drawing FIGS. 3A and 3B. The proposed amendments to the drawing figures are indicated thereon in red ink.

In the Claims

Kindly cancel claims 1-6 and add new claims 22-35 as follows.